

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**April 7, 2010**

DIVISION TWO

[illegible]

The abstract of judgment is modified to reflect the following: on count 1, the 10-year consecutive sentence on the gang enhancement (§ 186.22, subd. (c)(1)) is stricken and replaced with a 15-year minimum parole eligibility requirement (§ 186.22, subd. (b)(5)); on count 2, the sentence enhancement under section 12022.53, subdivision (d) should be for 25 years, and not 20 years; and on count 3, the sentence enhancement under section 12022.53, subdivision (d) should be for 25 years, and not 20 years. Three additional \$20 security fees pursuant to section 1465.8, subdivision (a)(1) are ordered in this case, for a total of \$80 in such fees.

The clerk of the Superior Court is directed to forward a certified copy of the corrected abstract of judgment to the Department of Corrections and Rehabilitation. As modified, the judgment is affirmed.

Ashmann-Gerst, J.

We concur:   Boren, P.J.  
                      Chavez, J.

B218491      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Angela A.

The juvenile court's order is affirmed.

Ashmann-Gerst, J.

We concur: Doi Todd, Acting P.J.  
Chavez, J.

April 7, 2010 (Continued)

DIVISION TWO (continued)

B217122      People      (Not for Publication)  
v.  
T.C.

The order is reversed and remanded for a new disposition hearing with directions to the juvenile court to clarify the commitment term on count 1 and to impose and stay a commitment term on count 2. Furthermore, if the juvenile court decides to include aggregation of time for previously sustained petitions, on count 1 and/or count 2, it must so state. In all other respects, the order under review is affirmed.

Ashmann-Gerst, J.

We concur:   Doi Todd, Acting P.J.  
                      Chavez, J.

## DIVISION THREE

B211867 People (Not for Publication)  
v.  
Alexander Alvarez

Kitching, J.

We concur:   Croskey, Acting P.J.  
                  Aldrich, J.

B218400      People                                  (Not for Publication)  
v.  
Joseph Aguirre

The judgment is affirmed.

Klein, P.J.

We concur:   Croskey, J.  
                      Aldrich, J.

DIVISION THREE (continued)

B210610      Cooper      (Not for Publication)

v.

Department of Fire and Police Pensions of the City of Los Angeles

The judgment is affirmed. Costs on appeal are awarded to the Department of Fire and Police Pensions of the City of Los Angeles.

Kitching, J.

We concur:    Croskey, Acting P.J.  
                 Aldrich, J.

B210693      Regents of the University of California      (Certified for Publication)

v.

Superior Court, Los Angeles County  
(Tami Waters, et al., r.p.i.)

The petition is granted. Let a writ of mandate issue directing the trial court to set aside its order denying the motion of defendant Regents of the University of California for summary judgment as to plaintiffs Chiquita Waters, Tami Waters, and Victor Waters, and to enter an order granting the motion of defendant Regents of the University of California for summary adjudication as to the negligence cause of action. Costs are awarded to defendant Regents of the University of California.

Kitching, J.

I concur:      Aldrich, J.  
I dissent:      Croskey, Acting P.J. (Opinion)

April 7, 2010 (Continued)

DIVISION THREE (continued)

B194078      Cohen, et al.      (Not for Publication)

c/w      v.

B196905      NuVasive, Inc.

Szymanski, et al.

v.

NuVasive, Inc.

The judgments in favor of NuVasive in both actions (Nos. BC311865 & BC348376) are affirmed. Costs on appeal are awarded to defendant NuVasive, Inc.

Kitching, J.

I concur:      Aldrich, J.

I dissent:      Croskey, Acting P.J. (Opinion)

B218956      Kirk, et al.      (Certified for Publication)

v.

The First American Title Insurance Company, et al.

The order of disqualification of the Sonnenschein firm is reversed. The matter is remanded to the trial court for further proceedings not inconsistent with the views expressed herein. Each party shall pay its own costs on appeal.

Croskey, J.

We concur:      Klein, P.J.

Kitching, J.

April 7, 2010 (Continued)

DIVISION SIX

B209966 People (Not for Publication)  
v.  
Michael David Cardoza

The judgment is affirmed.

Perren, J.

We concur: Yegan, Acting P.J.  
Coffee, J.

[illegible]

The judgment is affirmed.

Gilbert, P.J.

We concur: Coffee, J.  
Perren, J.

B218152      People                          (Not for Publication)  
v.  
**Sharber**

The judgment is affirmed.

Perren, J.

We concur:    Gilbert, P.J.  
                         Yegan, J.

B216238      People      (Certified for Publication)  
v.  
Thomas Theodore Brooks

Filed order modifying opinion. (No change in the judgment)

April 7, 2010 (Continued)

DIVISION SEVEN

B219811      Trina A., et al.                      (Not for Publication)  
                 v.  
                 Robert B., et al.

The appeals are dismissed. The parties are to bear their own costs on appeal.

Perluss, P.J.

We concur:    Zelon, J.  
                 Jackson, J.